

# Senate File 272 - Enrolled

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SENATE FILE 272

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1 3 AN ACT  
1 4 RELATING TO THE COUNCIL WITH WHICH THE DIRECTOR OF HUMAN  
1 5 SERVICES CONSULTS REGARDING THE MEDICAL ASSISTANCE PROGRAM.

1 6  
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 8  
1 9 Section 1. Section 217.3, subsection 4, Code 2005, is  
1 10 amended to read as follows:

1 11 4. Approve the budget of the department of human services  
1 12 prior to submission to the governor. Prior to approval of the  
1 13 budget, the council shall publicize and hold a public hearing  
1 14 to provide explanations and hear questions, opinions, and  
1 15 suggestions regarding the budget. Invitations to the hearing  
1 16 shall be extended to the governor, the governor-elect, the  
1 17 director of the department of management, and other persons  
1 18 deemed by the council as integral to the budget process. The  
1 19 budget materials submitted to the governor shall include a  
1 20 review of options for revising the medical assistance program  
1 21 made available by federal action or by actions implemented by  
1 22 other states as identified by the department, the medical  
1 23 assistance advisory council and the executive committee of the  
1 24 medical assistance advisory council created in section 249A.4,  
~~1 25 subsection 8 249A.4B,~~ and by county representatives. The  
1 26 review shall address what potential revisions could be made in  
1 27 this state and how the changes would be beneficial to Iowans.

1 28 Sec. 2. Section 249A.4, subsection 8, Code 2005, is  
1 29 amended by striking the subsection.

1 30 Sec. 3. NEW SECTION. 249A.4B MEDICAL ASSISTANCE ADVISORY  
1 31 COUNCIL.

1 32 1. A medical assistance advisory council is created to  
1 33 comply with 42 C.F.R. } 431.12 based on section 1902(a)(4) of  
1 34 the federal Social Security Act and to advise the director  
1 35 about health and medical care services under the medical  
2 1 assistance program. The council shall meet no more than  
2 2 quarterly. The director of public health shall serve as  
2 3 chairperson of the council.

2 4 2. The council shall include all of the following members:  
2 5 a. The president, or the president's representative, of  
2 6 each of the following professional or business entities, or a  
2 7 member of each of the following professional or business  
2 8 entities, selected by the entity:

- 2 9 (1) The Iowa medical society.
- 2 10 (2) The Iowa osteopathic medical association.
- 2 11 (3) The Iowa academy of family physicians.
- 2 12 (4) The Iowa chapter of the American academy of  
2 13 pediatrics.
- 2 14 (5) The Iowa physical therapy association.
- 2 15 (6) The Iowa dental association.
- 2 16 (7) The Iowa nurses association.
- 2 17 (8) The Iowa pharmacy association.
- 2 18 (9) The Iowa podiatric medical society.
- 2 19 (10) The Iowa optometric association.
- 2 20 (11) The Iowa association of community providers.
- 2 21 (12) The Iowa psychological association.
- 2 22 (13) The Iowa psychiatric society.
- 2 23 (14) The Iowa chapter of the national association of  
2 24 social workers.
- 2 25 (15) The coalition for family and children's services in  
2 26 Iowa.
- 2 27 (16) The Iowa hospital association.
- 2 28 (17) The Iowa association of rural health clinics.
- 2 29 (18) The Iowa/Nebraska primary care association.
- 2 30 (19) Free clinics of Iowa.
- 2 31 (20) The opticians' association of Iowa, inc.
- 2 32 (21) The Iowa association of hearing health professionals.
- 2 33 (22) The Iowa speech and hearing association.
- 2 34 (23) The Iowa health care association.
- 2 35 (24) The Iowa association of area agencies on aging.
- 3 1 (25) AARP.
- 3 2 (26) The Iowa caregivers association.
- 3 3 (27) The Iowa coalition of home and community-based  
3 4 services for seniors.
- 3 5 (28) The Iowa adult day services association.

3 6 (29) The Iowa association of homes and services for the  
3 7 aging.  
3 8 (30) The Iowa association for home care.  
3 9 (31) The Iowa council of health care centers.  
3 10 (32) The Iowa physician assistant society.  
3 11 (33) The Iowa association of nurse practitioners.  
3 12 (34) The Iowa nurse practitioner society.  
3 13 (35) The Iowa occupational therapy association.  
3 14 (36) The ARC of Iowa, formerly known as the association  
3 15 for retarded citizens of Iowa.  
3 16 (37) The alliance for the mentally ill of Iowa.  
3 17 (38) The Iowa state association of counties.  
3 18 (39) The governor's developmental disabilities council.  
3 19 (40) The Iowa chiropractic society.

3 20 b. Public representatives which may include members of  
3 21 consumer groups, including recipients of medical assistance or  
3 22 their families, consumer organizations, and others, equal in  
3 23 number to the number of representatives of the professional  
3 24 and business entities specifically represented under paragraph  
3 25 "a", appointed by the governor for staggered terms of two  
3 26 years each, none of whom shall be members of, or practitioners  
3 27 of, or have a pecuniary interest in any of the professional or  
3 28 business entities specifically represented under paragraph  
3 29 "a", and a majority of whom shall be current or former  
3 30 recipients of medical assistance or members of the families of  
3 31 current or former recipients.

3 32 c. The director of public health, or the director's  
3 33 designee.

3 34 d. The director of the department of elder affairs, or the  
3 35 director's designee.

4 1 e. The dean of Des Moines university == osteopathic  
4 2 medical center, or the dean's designee.

4 3 f. The dean of the university of Iowa college of medicine,  
4 4 or the dean's designee.

4 5 g. The following members of the general assembly, each for  
4 6 a term of two years:

4 7 (1) Two members of the house of representatives, one  
4 8 appointed by the speaker of the house and one appointed by the  
4 9 minority leader of the house of representatives from their  
4 10 respective parties.

4 11 (2) One member of the senate from each of the two major  
4 12 political parties, appointed by the president of the senate,  
4 13 after consultation with the majority leader and the minority  
4 14 leader of the senate.

4 15 3. a. An executive committee of the council is created  
4 16 and shall consist of the following members of the council:

4 17 (1) Five of the professional or business entity members  
4 18 designated pursuant to subsection 2, paragraph "a", and  
4 19 selected by the members specified under that paragraph.

4 20 (2) Five of the public members appointed pursuant to  
4 21 subsection 2, paragraph "b", and selected by the members  
4 22 specified under that paragraph. Of the five public members,  
4 23 at least one member shall be a recipient of medical  
4 24 assistance.

4 25 (3) The director of public health, or the director's  
4 26 designee.

4 27 b. The executive committee shall meet on a monthly basis.  
4 28 The director of public health shall serve as chairperson of  
4 29 the executive committee.

4 30 c. Based upon the deliberations of the council and the  
4 31 executive committee, the executive committee shall make  
4 32 recommendations to the director regarding the budget, policy,  
4 33 and administration of the medical assistance program.

4 34 4. For each council meeting, other than those held during  
4 35 the time the general assembly is in session, each legislative  
5 1 member of the council shall be reimbursed for actual travel  
5 2 and other necessary expenses and shall receive a per diem as  
5 3 specified in section 7E.6 for each day in attendance, as shall  
5 4 the members of the council or the executive committee who are  
5 5 recipients or the family members of recipients of medical  
5 6 assistance, regardless of whether the general assembly is in  
5 7 session.

5 8 5. The department shall provide staff support and  
5 9 independent technical assistance to the council and the  
5 10 executive committee.

5 11 6. The director shall consider the recommendations offered  
5 12 by the council and the executive committee in the director's  
5 13 preparation of medical assistance budget recommendations to  
5 14 the council on human services pursuant to section 217.3 and in  
5 15 implementation of medical assistance program policies.

5 16 Sec. 4. Section 249A.34, subsection 1, paragraph h, Code

5 17 2005, is amended to read as follows:  
5 18 h. A representative of the medical assistance advisory  
5 19 council executive committee established pursuant to section  
5 20 ~~249A.4, subsection 8~~ 249A.4B.

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5 24 JOHN P. KIBBIE  
5 25 President of the Senate  
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5 29 CHRISTOPHER C. RANTS  
5 30 Speaker of the House  
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5 32 I hereby certify that this bill originated in the Senate and  
5 33 is known as Senate File 272, Eighty-first General Assembly.

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6 1  
6 2 MICHAEL E. MARSHALL  
6 3 Secretary of the Senate

6 4 Approved \_\_\_\_\_, 2005

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6 8 THOMAS J. VILSACK  
6 9 Governor